

B. E. P. Q. 570

Effective June 7, 1948

UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL RESEARCH ADMINISTRATION
BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

CERTIFICATION REQUIREMENTS FOR FRUITS, VEGETABLES, AND CUT FLOWERS UNDER
JAPANESE BEETLE QUARANTINE BECOME EFFECTIVE FOR THE SEASON

Pursuant to the authority vested in the Chief of the Bureau of Entomology and Plant Quarantine by § 301.48 (a) of the regulations supplemental to the Japanese beetle quarantine, (7 CFR § 301.48-1 et seq.; 13 F. R. 2250), the beginning of this year's period of adult flight of the Japanese beetle and areas in which seasonal requirements shall be effective have been determined on the basis of anticipated heavy seasonal occurrence of the adult. Administrative instructions to appear as § 301.48-4a in Title 7, Code of Federal Regulations, are hereby issued as follows:

§ 301.48-4a Administrative instructions designating areas and effective dates of seasonal regulations of cut flowers, fruits and vegetables.--
It is hereby ordered that for the 1948 season the application of the requirements of §§ 301.48-4 (a) and 301.48-5 of the Japanese beetle regulations (7 CFR §§ 301.48-4 (a) and 301.48-5; 13 F. R. 2250) to unprocessed, fresh, cut flowers when moved in bulk, and fresh fruits and vegetables of all kinds when shipped by refrigerator car or motortruck only, shall begin, in the respective areas listed, on the following dates:

(a) At 12:01 a. m., June 7, 1948, in the following areas:

Virginia: Counties of Accomac, Norfolk, Northampton, and Princess Anne; magisterial district of Sleepy Hole in Nansemond County; and cities of Norfolk, Portsmouth, South Norfolk and Suffolk.

(b) At 12:01 a. m., June 21, 1948, in the following areas:

Delaware: The entire State.

District of Columbia: The entire District.

Maryland: The entire State, except the counties of Allegany, Calvert, Charles, Garrett, St. Marys and Washington.

New Jersey: The entire State.

New York: County of Nassau; the towns of Babylon and Huntington, in Suffolk County.

Pennsylvania: Counties of Adams, Berks, Bucks, Chester, Cumberland, Dauphin, Delaware, Lancaster, Lebanon, Lehigh, Montgomery, Northampton, Philadelphia and York.



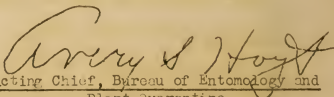
Virginia: Counties of Arlington, Fairfax, Loudoun, and the city of Alexandria.

These requirements shall remain in effect during the current growing season until due notice of their discontinuance shall have been given. (Sec. 8, 37 Stat. 318, as amended; 7 U. S. C. 161; 13 F. R. 2250)

Regulation of the movement of cut flowers, fruits, and vegetables as provided herein must become effective immediately upon the heavy flight of the adult Japanese beetle if the spread of this insect to uninfested States is to be prevented. Emergence of adults and beginning of such flight fluctuate with weather and other environmental factors, and are unpredictable within narrow time limits. It is anticipated that this season's heavy flight will occur by the dates specified in these administrative instructions. For the reasons stated, it is found upon good cause, pursuant to the provisions of section 4 of the Administrative Procedure Act (60 Stat. 239), that notice and public procedure on these administrative instructions are unnecessary, impracticable, and contrary to the public interest, and good cause is found for issuing these instructions effective less than thirty days after their publication in the Federal Register.

Should field conditions in other sections of the regulated area disclose additional areas in which adult Japanese beetles are abundant and where seasonal requirements should be effective, these administrative instructions will be amended to include such areas. Pending this action, under authority of § 301.48-9, inspection will be made of fruits and vegetables moving therefrom to nonregulated area via refrigerator car or motor truck. When such shipments are found to involve danger of dissemination of Japanese beetles to noninfested localities, treatment of such shipments will be required.

Done at Washington, D. C., this 26th day of May 1948.


Acting Chief, Bureau of Entomology and
Plant Quarantine